

Message Text

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PAGE 01 LONDON 07847 231145Z

42

ACTION EB-07

INFO OCT-01 EUR-12 ISO-00 CAB-02 CIAE-00 COME-00 DODE-00

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FM AMEMBASSY LONDON

TO SECSTATE WASHDC IMMEDIATE 1387

LIMITED OFFICIAL USE LONDON 07847

E.O. 11652: N/A

TAGS: EAIR, UK

SUBJ: CIVAIR - PAN AM COMMISSIONS PLAN

REF: LONDON 7408

1. COMMERCIAL COURT JUDGE HANDED DOWN DECISION MAY 23
DECLARING THAT TRADE SECRETARY EXCEEDED HIS AUTHORITY IN
REQUIRING PAN AM TO ADHERE TO SPECIFIED COMMISSION LEVEL.
LEGAL ARGUMENTATION USED RATHER INTRICATE BUT IN FINAL
ANALYSIS DECISION RESTED ON JUDGEMENT BY THE COURT THAT
TERM "RATES" USED IN ANNEX II OF US/UK AIR SERVICES AGREE-
MENT DOES NOT REPEAT NOT ENCOMPASS COMMISSION RATES.
DEPT OF TRADE HAS INFORMED PAN AM SOLICITORS OF ITS IN-
TENTION TO APPEAL JUDGE'S DECISION. PAN AM SOLICITORS
ESTIMATE THREE-JUDGE COURT OF APPEALS WILL PROBABLY HEAR
CASE IN 2-3 WEEKS TIME.

2. COPY OF JUDGE'S DECISION POUCHED TO STYLES EB/OA.

RICHARDSON

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
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Concepts: AIR TRANSPORTATION, TOURISM, COURT DECISIONS, PASSENGER FARES, AVIATION AGREEMENTS
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Draft Date: 23 MAY 1975
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Disposition Authority: ShawDG
Disposition Case Number: n/a
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Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
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Margaret P. Grafeld
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